

DECISION MEMORANDUM

TO: COMMISSIONER KEMPTON
COMMISSIONER SMITH
COMMISSIONER REDFORD
COMMISSION SECRETARY
COMMISSION STAFF
LEGAL

FROM: NEIL PRICE
DEPUTY ATTORNEY GENERAL

DATE: SEPTEMBER 23, 2009

SUBJECT: APPLICATION OF ENTELEAGENT SOLUTIONS, INC. FOR A
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY, CASE
NO. ENT-T-09-01

On July 2, 2009, Enteleagent Solutions, Inc. (“Enteleagent” or “Company”) filed an Application for a Certificate of Public Convenience and Necessity, pursuant to Title 62 of the Idaho Code and IDAPA 31.01.01.111, to provide resold and facilities-based local exchange telecommunications services and intrastate interexchange telecommunications services. *Application* at 1.

THE APPLICATION

Enteleagent is a North Carolina corporation and lists its principal place of business as Charlotte, North Carolina. *Id.* at 2. Enteleagent is registered with the Idaho Secretary of State as a foreign limited liability company and lists Corporation Service Company, 1401 Shoreline Drive, Suite 2, Boise, Idaho 83702, as its Idaho registered agent for service. *Id.* Enteleagent has received authority to provide local and/or interexchange services in the following states: Alabama, Illinois, Kentucky, Massachusetts, Montana, Nebraska, New Hampshire, New Jersey, North Dakota, Ohio, Oregon, Rhode Island, South Dakota, Texas, Vermont, Washington, Wisconsin, Colorado, Florida, Iowa, Michigan, New Mexico, and Wyoming. *Id.* at 3.

Enteleagent requests “authority to provide basic resold and facilities-based local exchange services throughout the state of Idaho. . . .” *Id.* at 1. Specifically, Enteleagent proposes to offer these telecommunications services to “business customers.” *Id.* The Company “plans to offer service through UNE-P facilities and resale arrangements with incumbent local exchange

carriers (“ILECs”).” *Id.* Entelegent explains that operated assisted and 911 emergency call services will be routed to and handled by the Company’s underlying carrier. *Id.*

As a UNE-P competitive local exchange carrier (“CLEC”), Entelegent will not construct any facilities within the State of Idaho or incur any additional capital expenditures in order to provide service within the state. *Id.* at 4. The Company will offer service in the geographic areas within Idaho that are currently being served by ILEC Qwest Corporation. *Id.* at 5. Entelegent states that it has reviewed the Commission rules applicable to CLECs and interexchange service providers operating in the State of Idaho and “agrees to comply with those rules except to the extent [that] any such rules are explicitly waived generically for carriers in the same class.” *Id.* at 6.

STAFF RECOMMENDATION

Staff has reviewed Entelegent’s Application and other supporting documentation and recommends that the Application be processed through Modified Procedure.

COMMISSION DECISION

Should Entelegent’s Application for a Certificate of Public Convenience and Necessity be processed through Modified Procedure?



Neil Price
Deputy Attorney General

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